

**CHAPTER NO. 747**

**SENATE BILL NO. 3240**

**By Burchett, Bowers, Finney**

**Substituted for: House Bill No. 2970**

**By Cooper, Marrero, Larry Turner, John Deberry, Ulysses Jones, Henri  
Brooks, Kernell,  
Lois DeBerry, Towns**

AN ACT to amend Tennessee Code Annotated, Title 71, Chapter 1 and Title 71,  
Chapter 3, relative to child care.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF  
TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 71-1-130, is amended  
by adding the following as new subsections:

(f) In any case where the department terminates a certificate for  
an eligible child for child care services with a child care provider, the  
department shall promptly, but in any event within forty-eight (48) hours,  
inform the provider that the child's certificate is or will no longer be in  
effect.

(g)(1) A parent or other caretaker of an eligible child who receives  
a subsidy certificate from the Department of Human Services shall  
be solely responsible for payment to the provider of child care  
services any required co-payments or other payments required  
pursuant to any contractual agreement with such provider of child  
care services.

(2) Unless extenuating circumstances or other good cause  
applies as determined by the department, upon removal of a child  
from a provider of child care services, no subsidy certificate shall  
be issued or any payments made by the department on behalf of  
the child to any subsequent provider of child care services unless  
such parent or other caretaker of the eligible child has made all  
required co-payments to, or has reached an agreement regarding  
outstanding co-payments with, the previous provider of child care  
services.

(3) For purposes of this subsection "co-payment" means  
the department- imposed fee required to be paid by the parent or  
caretaker on behalf of the eligible child to the provider of child care  
services as a condition for the receipt of a subsidy certificate.

(4) Nothing herein shall be construed to require the  
department to resolve or mediate any dispute between the parent

or caretaker of any eligible child and the provider of child care services relative to outstanding co-payments.

SECTION 2. This act shall take effect July 1, 2006, the public welfare requiring it.

**PASSED: May 10, 2006**

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 23<sup>rd</sup> day of May 2006**

  
PHIL BREDESEN, GOVERNOR